

BILL NO. S-69-08- 37

SPECIAL ORDINANCE NO. S-323-69

AN ORDINANCE approving Sewer Agreement between NORTHILL CORPORATION and CITY OF FORT WAYNE for construction of Sanitary Sewer located between St. Joe River and St. Joe Road and north of the I.U. Purdue Campus (Canterbury-Green apartment complex).

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Sanitary Sewer Service Agreement approved August 18, 1969, between the City of Fort Wayne, Indiana, by and through its Mayor and the Board of Public Works, and NORTHILL CORPORATION, as Developer, for the construction of a Sanitary Sewer to serve an apartment complex known as Canterbury-Green and located between the St. Joe River and St. Joe Road and north of the I.U. Purdue Campus, the total cost of said sewer to be paid by Developer, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. The Developer, for itself, its successors in titles and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against, or otherwise object to, interfere with, or oppose any pending or future annexation by City of any territory now or hereafter owned by it, or hereafter served by said sewer or any extension thereof.

Any owner or owners of land which is now, or hereafter, located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

APPROVED AS TO FORM
AND LEGALITY

CITY ATTORNEY

Celia Ann Fay

Bill No. S-69-08-37

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance approving Sewer Agreement between NORTHILL CORPORATION and CITY OF FORT WAYNE for construction of Sanitary Sewer located between St. Joe River and St. Joe Road and north of the I. U. Purdue Campus (Cnaterbury-Green apartment complex),

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do PASS.

JOHN NUCKOLS, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

CELIA ANN FAY

JOHN H. ROBINSON.

John Nuckols

Thomas M. Adams

Celia Ann Fay

John H. Robinson

CONCURRED IN

DATE 9-16-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Fay seconded by Steigerwald and duly adopted, read the second time by title and referred to the (Committee on) Public Works (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock P.M., E.S.T.

Date: 8-26-69

Freud G. Bonahoom
City Clerk

Read the third time in full and on motion by Nuckols seconded by Steigerwald and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES	<u>8</u> ,	NAYS	<u>0</u> ,	ABSTAINED	_____	ABSENT	<u>1</u>	to-wit:
Adams	✓							
Dunifon	✓							
Fay	✓							
Geake	✓							
Nuckols	✓							
Robinson	✓							
Rousseau	✓							
Steigerwald	✓							
Tipton							✓	

Date 9-16-69

Freud G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S-323-69 on the 16th day of September, 1969.

ATTEST: (SEAL)

Freud G. Bonahoom
City Clerk

D. H. Steigerwald
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 17th day of September, 1969 at the hour of 8:30 o'clock A.M., E.S.T.

Freud G. Bonahoom
City Clerk

Approved and signed by me this 17th day of September, 1969, at the hour of 12:06 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor

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